

# UNITED STATES DISTRICT COURT

for the

Eastern District of North Carolina

Jimmy Edwards, Robert Hunt and Dolores Hunt, and  
Clifford McKellar, Jr. and Emma McKellar on behalf  
of themselves and all other similarly situated,

*Plaintiff(s)*

v.

CSX Corporation, CSX Transportation Inc., and CSX  
Intermodal Terminals, Inc.

*Defendant(s)*

Civil Action No. 7:18-CV-169 -BO

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

CSX Corporation  
Registered Agent: Secretary of State  
2 South Salisbury Street  
Raleigh, NC 27601

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Daniel K. Bryson  
Matthew E. Lee  
Whitfield Bryson & Mason LLP  
900 W. Morgan St.  
Raleigh, NC 27603

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

PETER A. MOORE, JR.,  
CLERK OF COURT

Date: 9/25/2018

*Tommy Rusch, Deputy*

*Signature of Clerk or Deputy Clerk*



Civil Action No. 7:18-CV-169 -BO

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc: \_\_\_\_\_

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Civil Action No. 7:18-cv-169 -BO

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

CSX Intermodal Terminals, Inc.  
Registered Agent: CT Corporation System  
160 Mine Lake Ct., Ste. 200  
Raleigh, NC 27615

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Daniel K. Bryson  
Matthew E. Lee  
Whitfield Bryson & Mason LLP  
900 W. Morgan St.  
Raleigh, NC 27603

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PETER A. MOORE, JR.,  
CLERK OF COURT



Date: 9/25/2018

*John Ruel, Deputy*

*Signature of Clerk or Deputy Clerk*

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Matthew E. Lee  
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Raleigh, NC 27603

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PETER A. MOORE, JR.,  
CLERK OF COURT

*James Ruahl, Deputy*  
Signature of Clerk or Deputy Clerk



Date: 9/25/2018

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